

REGULAR MEETING

June 9, 1997

The Regular Meeting of the Annapolis City Council was held on June 9, 1997 in the Council Chamber. Mayor Hopkins called the meeting to order at 7:30 p.m. Alderman Snowden offered the invocation followed by the Pledge of Allegiance.

Present on Roll Call: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden, Moyer

Alderman DeGraff arrived at 7:35 p.m.
Alderman Turner arrived at 7:50 p.m.

Staff Present: City Attorney Goetzke, Personnel Director Davis, Public Works Director Patmore, Parking and Transportation Director Chase

Mayor Hopkins and Personnel Director Davis presented "Years of Service Awards" to the following City employees:

Donald W. Gardner	Recreation and Parks Dept.	25 Years of Service
Anthony V. Hatcher	Police Department	25 Years of Service

Mayor Hopkins and Public Information Officer Roskelly presented a Proclamation to Larry Griffin. Paul Cowans, Chair of the benefit concert for Mr. Griffin, spoke briefly about the event.

Alderman Snowden moved to approve the Minutes of May 12, 1997, May 19, 1997 and May 28, 1997. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

1. Anthony Christhlf, Esquire
Attorney for Main Street Trattoria, Inc.
124 South Street
Annapolis, MD 21401

Spoke in support of Ordinance O-42-97.

2. Louise Beauregard
Christian Services, USA
2 Maryland Avenue
Annapolis, MD 21401

Spoke regarding the expansion of religious institutions.

3. Robert Eades
26 Pleasant Street
Annapolis, MD 21401

Spoke in opposition to Ordinance O-51-96.

4. Godfrey Phelps
62 East Joyce Lane
Arnold, MD 21012

Spoke in opposition to Ordinance O-51-96.

5. Andree Atkins
1150 Madison Street
Annapolis, MD 21401

Spoke in opposition to Ordinance O-51-96.

6. William Stansbury
8379 Flintlock Court
Severn, Md. 21144

Spoke in opposition to Ordinance O-51-96.

7. Kallie Matthews
202 Brown's Woods Road
Annapolis, MD 21401

Spoke in opposition to Ordinance O-51-96.

8. Andy Ciesielski
Jones Communications
904 Bay Ridge Road
Annapolis, MD 21403

Spoke regarding the Jones Communications Franchise Agreement.

9. Norman Finkle
208 King George Street
Annapolis, MD 21401

Spoke in opposition to Resolution R-12-97.

LEGISLATIVE ACTION

CHARTER AMENDMENTS

- CA-4-97** For the purpose of amending the Charter of the City of Annapolis to prohibit aldermen from interfering in the administration of the City.

Alderman Turner moved to adopt CA-4-97 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government Committee.

ORDINANCES

- O-51-96** For the purpose of ensuring the safety of the public and passengers who engage the services of taxicab drivers holding a license in the City of Annapolis; authorizing the director of parking and transportation to adopt, promulgate and enforce regulations related to alcohol and drug use by licensed taxicab owners and drivers in the City of Annapolis; and all matters relating to said regulations.

There being no voiced objection, consideration of O-51-97 was postponed to the July 14, 1997 meeting.

- O-68-96** For the purpose of establishing standards for privatization of services currently provided by City of Annapolis employees when the City Council directs the services to be performed by a private provider and the City service unit is disbanded; and all matters relating to said standards and procedures for procurement.

Alderman Snowden moved to adopt O-68-96 on second reading. Seconded. CARRIED on voice vote.

The Economic Matters Committee and Finance Committee made no recommendation on O-68-96.

Alderman Johnson moved to amend O-68-96 as follows:

Amendment No. 1:

On Page 2, strike lines 8 through 13 in their entirety; and on that same page, strike lines 25 through 38 in their entirety.

Amendment No. 2:

On Page 2, line 18, strike "5.04.010" and substitute "5.04.020"; and on Page 3, strike lines 1 through 6 in their entirety.

Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-68-96 Amended on second reading. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Gilmer, Snowden, Moyer
NAYS: Aldermen Hammond, Johnson, Tullier, Turner, DeGraff
DEFEATED: 5 - 4

- O-9-97** For the purpose of approving the lease of certain city owned real estate to MBC, Incorporated; and all matters relating to said Lease.

There being no voiced objection, consideration of O-9-97 was postponed to the July 14, 1997 meeting.

- O-11-97** For the purpose of approving the lease of a portion of the landfill property to MBC, Incorporated; and all matters relating to said Lease.

There being no voiced objection, consideration of O-11-97 was postponed to the July 14, 1997 meeting.

- O-12-97** For the purpose of revising the residency requirement for residents residing in special residential parking districts; and all matters relating to said residency requirement.

There being no voiced objection, O-12-97 was withdrawn.

- O-22-97** For the purpose of conforming the City's Family Leave provisions to comply with federal Family Medical Leave Act (FMLA) requirements that the employee's share of certain health plan premiums shall not increase during unpaid family leave; and all matters relating to said premiums.

The Rules and City Government Committee reported favorably on O-22-97.

Alderman Tullier moved to adopt O-22-97 on second reading. Seconded. CARRIED on voice vote.

Alderman Tullier moved to adopt O-22-97 on third reading. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier, Snowden, Turner, DeGraff, Moyer
CARRIED: 9 - 0

O-37-97 For the purpose of authorizing a water agreement providing for the extension of City water and sewer services to certain property located in Anne Arundel County; and all matters relating to said Agreement.

The Finance Committee reported favorably on O-37-97.

Alderman Snowden moved to adopt O-37-97 on second reading. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Johnson, Gilmer, Tullier, Snowden, Turner, DeGraff, Moyer
NAYS: Alderman Hammond
CARRIED: 8 - 1

Alderman Snowden moved to adopt O-37-97 on third reading. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Johnson, Gilmer, Tullier, Snowden, Turner, DeGraff, Moyer
NAYS: Alderman Hammond
CARRIED: 8 - 1

O-39-97 For the purpose of changing the term "conditional use" to "special exception" to be consistent with the practice throughout Maryland and to emphasize that this process is intended for exceptions to uses allowed in a zoning district and not for routine matters; and all matters relating to said special exceptions.

Alderman Snowden moved to adopt O-39-97 on first reading. Seconded. CARRIED on voice vote.

Referred to the Planning Commission and Rules and City Government Committee.

O-41-97 For the purpose of clarifying certain provisions relating to the maintenance and use of city owned vehicles; and all matters relating to said provisions.

Alderman Snowden moved to adopt O-41-97 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government Committee.

O-42-97 For the purpose of approving the lease of certain city owned property to Main Street Trattoria, Inc.; and all matters relating to said lease.

Alderman Tullier moved to adopt O-42-97 on first reading. Seconded. CARRIED on voice vote.

Alderman Moyer moved to dispense with the second reading on O-42-97. Seconded. CARRIED on voice vote.

Alderman Snowden moved to adopt O-42-97 on third reading. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier,
Snowden, Turner, DeGraff, Moyer
CARRIED: 9 - 0

RESOLUTIONS

R-12-97 For the purpose of directing the City of Annapolis Department of Public Works to inspect all property managed by the Housing Authority of the City of Annapolis as provided by the City Code; and all matters relating to said property and inspection.

There being no voiced objection, consideration of R-12-97 was postponed to the July 14, 1997 meeting.

R-22-97 For the purpose of recognizing the Annapolis Police Department and its Chief, Joseph S. Johnson, upon the Department's 130 year anniversary; and all matters relating to said Annapolis Police Department.

There being no voiced objection, the following technical correction was approved:

On Page 1, strike lines 20 through 22, and substitute the following:

WHEREAS, during the past 130 years, the area of the City has increased to 7.5 square miles, with a law enforcement force of 120 officers; and

Alderman Tullier moved to adopt R-22-97. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier,
Snowden, Turner, DeGraff, Moyer
CARRIED: 9 - 0

Alderman Gilmer moved to amend the agenda to allow consideration of Ordinance O-25-97 and Resolution R-9-97. Seconded. CARRIED on voice vote.

O-25-97 For the purpose of revising the title for the exempt service position of "public information coordinator" to "public information officer"; revising the pay grade of said position; and all matters relating to said exempt service position.

The Rules and City Government Committee reported favorably on O-25-97.

Alderman Johnson moved to adopt O-25-97 on second reading. Seconded. CARRIED on voice vote.

Alderman Johnson moved to adopt O-25-97 on third reading. Seconded. CARRIED on voice vote.

R-9-97 For the purpose of approving the job description for the exempt service position of Public Information Officer; establishing the pay grade for said job description; and all matters relating to said job description and pay grade.

Alderman Tullier moved to adopt R-9-97. Seconded. CARRIED on voice vote.

BUSINESS AND MISCELLANEOUS

1. Black Firefighters Consent Decree

Alderman Gilmer moved to extend to August 4, 1998, the Consent Decree as cited in Black Firefighters v. Charles W. Steele, United States District Court for the District of Maryland, Civil No. S85-717. Seconded. CARRIED on voice vote.

2. Renewal of Towing Licenses:

- a. Darden's Towing
- b. Mason's Towing
- c. Lowry's Forest Drive Services

Alderman Tullier moved to approve the renewal of the following towing licenses: Darden's Towing, Mason's Towing, and Lowry's Forest Drive Services. Seconded. CARRIED on voice vote.

3. Housing & Community Development Recommendations for Action dated 5/28/97.

Alderman DeGraff moved to approve the Housing & Community Development Recommendations to allocate CDBG funds to capital and service project applicants. Seconded. CARRIED on voice vote.

4. Finance Committee Recommendations for Action dated 5/29/97.

Alderman Tullier moved to approve the budget revision requests set forth in the Finance Committee Recommendations dated May 29, 1997. Seconded. CARRIED on voice vote.

5. Capital Improvement Program Budget Revision - Project Number 332.

Alderman Snowden moved to approve the Capital Improvement Program Budget Revision for Project Number 332. Seconded. CARRIED on voice vote.

6. Payment of Monthly Bills

Alderman Snowden moved to pay the monthly bills. Seconded. CARRIED on voice vote.

7. Appointments

Alderman Tullier moved to confirm the Mayor's appointments of the following named persons as set forth in Memoranda from Mayor Alfred A. Hopkins dated May 30, 1997 and June 6, 1997:

Annapolis Conservancy Board: Susan Turner Ford

Commission on Aging: James Heggins

Ethics Commission: Nancy B. Achenback
Rex S. Caldwell, III

**Housing and Community
Development Committee:** Carol S. Lewnes

Recreation Advisory Board: Linda Susan Gimbel

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:05 p.m.

**Patricia L. Bembe, CMC/AAE
City Clerk**